

Kabateck Brown Kellner, LLP
644 South Figueroa Street
Los Angeles, California 90017
(213) 217-5000
FAX (213) 217-5010

KABATECK BROWN KELLNER LLP
BRIAN S. KABATECK, ESQ. / BAR #152054
RICHARD L. KELLNER, ESQ. / BAR #171416
644 South Figueroa Street
Los Angeles, CA 90017
Telephone: (213) 217-5000
Facsimile: (213) 217-5010
Email: bsk@kbklawyers.com

KHORRAMI POLLARD & ABIR LLP
SHAWN KHORRAMI, ESQ. / BAR #180411
DYLAN POLLARD, ESQ. / BAR #180306
444 So. Flower Street, Thirty-Third Floor
Los Angeles, CA 90071
Telephone: (213) 596-6000
Facsimile: (213) 596-6010
Email: dpollard@kpalawyers.com

Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

IN RE: BEXTRA AND CELEBREX)	MDL CASE NO.: 05-CV-1699
MARKETING SALES PRACTICES AND)	
PRODUCT LIABILITY LITIGATION)	
_____)	
)	
ACQUAROLE, et al.,)	CASE NO. CGC-06-449463
)	MDL Case No. 06-2392 CRB
)	
Plaintiffs,)	STIPULATION AND ORDER OF
)	DISMISSAL WITH PREJUDICE
vs.)	AS TO PLAINTIFF KAY RABORN
)	
PFIZER, INC., et al.)	
)	
Defendants.)	
)	
_____)	

COME NOW, Plaintiff KAY RABORN and Defendants PFIZER, INC., et al., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF KAY RABORN**

1 hereby stipulate to the dismissal of Plaintiff KAY RABORN from this action, with prejudice,
2 each side bearing its own attorney's fees and costs.

3
4 Respectfully submitted,

5 Dated: September 24, 2009

6 **KABATECK BROWN KELLNER LLP**

7
8 By: 

9 Brian S. Kabateck, Esq.

10 Attorneys for Plaintiff KAY RABORN

11 Dated: October 27, 2009

12 **DLA PIPER LLP**

13 By: /s/

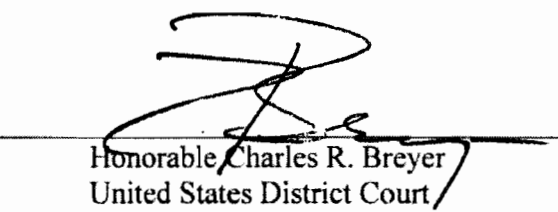
14 Matthew A. Holian

15 Attorney for Defendants PFIZER, INC., et al.

16 **ORDER**

17
18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
19 **SO ORDERED.**

20
21 Dated: OCT 29 2009

22 
23 Honorable Charles R. Breyer
24 United States District Court
25
26
27
28